

1 3. Mr. Chen’s Pretrial Services Officer reports that he has no objection to Mr. Chen’s
2 travel to Florida.

3 4. The parties agree to this modification.

4 5. The Bail Reform Act (“The Act”) requires the release of a person facing trial under
5 the least restrictive condition or combination of conditions that will reasonably assure the
6 appearance of the person as required and the safety of the community. *United States v. Salerno*,
7 481 U.S. 739, 755 (1987). In deciding whether to impose certain conditions for pretrial release,
8 the Court is obligated to consider the two dual goals of 18 U.S.C. § 3142. The two express goals
9 of 18. U.S.C. § 3142 are (1) to reasonably assure a defendant’s presence in court and (2) to protect
10 the public. *Id.* To determine whether there are conditions that would reasonably protect the safety
11 of the community, the court should consider whether the defendant will likely make a good faith
12 effort at complying with the conditions and whether the conditions are easily circumvented or
13 manipulated. *United States. v. Hir*, 517 F.3d 1081, 1092 (9th Cir. 2008). To make this
14 determination, there must be an “individualized, fact-specific inquiry.” *Id.*, at 1094.

15 6. In addition to the facts and circumstances that led to Mr. Chen’s release on
16 conditions 21 months ago, Mr. Chen is in compliance with his conditions of release. *See* ECF No.
17 7, “Minutes of Proceedings - Initial Appearance as to Johnny Chen held on 5/31/2023 before
18 Magistrate Judge Nancy J. Koppe.”

19 7. Mr. Chen has been permitted to travel four times (*See* ECF Nos. 15, 19, 42, 44)
20 and each time has followed his itinerary and returned as promised. He has demonstrated to his
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1 Pretrial Services Officer and the Court that he is not a risk of flight and that he can be trusted to
2 travel to Florida and appear for all future court appearances.

3 8. Wherefore, the parties hereby stipulate and request that Mr. Chen be permitted to
4 travel to Florida during the dates stated above, but only after providing to his Pretrial Services
5 Officer his itinerary and address where he will be staying in Florida.

6 Respectfully submitted this 18th day of March 2025.

7 RENE L. VALLADARES
Federal Public Defender

SUE FAHAMI
Acting United States Attorney

8 By /s/ Brian Pugh
9 BRIAN PUGH
Assistant Federal Public Defender

By /s/ Kimberly M. Frayn
KIMBERLY M. FRAYN
Assistant U.S. Attorney

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11 ORDER

12 IT IS SO ORDERED.

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14 
NANCY J. KOPPE
United States Magistrate Judge

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16 DATED: March 18, 2025